

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

TYREE DAVIS,

Plaintiff,

v.

SUPERINTENDENT, SCI
HUNTINGDON, et al.,

Defendants.

3:12-CV-01935
(JUDGE MARIANI)

FILED
SCRANTON

DEC 23 2013

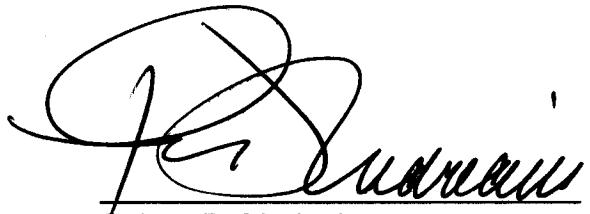
PER

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ORDER

AND NOW, THIS 23RD DAY OF DECEMBER, 2013, upon review of Magistrate Judge Carlson's Report and Recommendation (Doc. 18) for clear error and manifest injustice, IT IS HEREBY ORDERED THAT:

1. The Report and Recommendation (Doc. 18) is **ADOPTED**, for the reasons set forth therein.
2. Plaintiff's Amended Complaint (Doc. 5) is **DISMISSED WITH PREJUDICE**.
3. The Court notes a dispute concerning filing fees, as raised in Plaintiff's Letter of November 5, 2013. (Doc. 19.) The issues raised in Plaintiff's November 5 Letter are **REMANDED** to Magistrate Judge Carlson for resolution consistent with this Order.
4. The Clerk of Court is **DIRECTED** to close the case.



Robert D. Mariani
United States District Judge